

Rima I. Ghandour, OSB. No. 020513  
Ghandour Law, LLC  
319 SW Washington Street, Suite 301  
Portland, Oregon 97204  
503-345-9255 (phone)  
503-345-9275 (fax)  
[rima@ghandourlaw.com](mailto:rima@ghandourlaw.com)

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF MULTNOMAH

ADAM SULIEMAN, an Oregon resident,

Plaintiff,

v.

LUBE MANAGEMENT CORP, a Utah  
corporation, dba Jiffy Lube; K LUBE, LLC, dba  
Jiffy Lube 2527,

Jiffy Lubes.

Case No.

COMPLAINT  
(Negligence – Automobile)

Damages: \$10,000 – ORS 20.080  
(Claim Subject to Mandatory Arbitration)

Plaintiff alleges as follows:

1.

At all material times,

- a) Plaintiff Adam Sulieman was an Oregon resident, residing in Multnomah County.
- b) Jiffy Lube Lube Management Corp was a Utah Corporation, doing business as Jiffy Lube in Oregon.
- c) Jiffy Lube K Lube, LLC was an Oregon Limited Liability Company, doing business as Jiffy Lube 2527.
- d) Jiffy Lube Lube Management Corp, doing business as Jiffy Lube and Jiffy Lube K Lube, LLC, doing business as Jiffy Lube 2527 are agents, subsidiaries,

franchises or otherwise related entities and are hereby referred to jointly as “Jiffy Lube.”

2.

On or about August 16, 2018, Plaintiff took his 2007 Dodge Sprinter Van to Jiffy Lube 2527, located at 521 NE 181<sup>st</sup> Avenue, in Portland, Multnomah County, Oregon, 97230, to have the oil changed.

3.

During the service visit, Plaintiff observed the staff moving about in a panic with regards to his vehicle; however, no problems or irregularities were reported to him so he paid for his service visit and drove away.

4.

A short time after leaving, the engine of his van seized and locked up rendering the van undrivable.

5.

An inspection of the engine determined that the engine failed because there was transmission fluid contamination in the engine; the inspection also found that although the oil level was full, it was the incorrect oil. The engine will need a full replacement.

6.

Jiffy Lube service technicians erroneously put transmission fluid in Plaintiff’s van during his service visit before correcting and putting oil in, causing Plaintiff’s damages as set forth below.

## **COUNT ONE**

### **(Negligence)**

7.

Plaintiff realleges and incorporates paragraphs 1 through 6 above.

1 8.

2 Jiffy Lube was negligent in one or more of the following particulars:

- 3 a) In failing to exercise proper care in providing oil change services;  
4 b) In failing to properly address and correct the error when it was made; and  
5 c) In failing to notify Plaintiff of the error the service technicians made so he would  
6 not drive his van until the engine was inspected and repaired.

7 9.

8 The negligent acts of Jiffy Lube alleged herein were the foreseeable, sole, direct, and  
9 proximate cause of the engine failure of Plaintiff's van.

10 10.

11 As a direct and foreseeable result of Jiffy Lube's negligence and resulting property  
12 damage, Plaintiff has experienced \$28,509.61 in economic damages.

13 11.

14 Plaintiff uses his van to deliver perishable inventory that has since expired because he  
15 could not drive; approximately \$3,000 in inventory has been lost due to spoilage. Additionally,  
16 he has been unable to operate his ice cream truck for approximately 10 months, to date, and as a  
17 result he has lost income in the amount of \$10,000. Plaintiff is not seeking recovery for these  
18 damages.

19 12.

20 As a direct and foreseeable result of Jiffy Lube's negligence, the cost to replace the  
21 engine of Plaintiff's van is \$15,509.61. Plaintiff is seeking recovery of \$10,000, or a reasonable  
22 amount to be determined at trial, not to exceed \$10,000.

23  
24 ///

13.

In accordance with ORS 20.080, Plaintiff submitted a demand to Jiffy Lube more than thirty (30) days prior to filing a formal Complaint and is consequently entitled to the recovery of his attorney's fees.

**WHEREFORE**, Plaintiff prays for judgment against Jiffy Lubes as follows:

- 1) For Plaintiff's economic damages in a reasonable amount to be determined at trial but not to exceed \$10,000;
- 2) For Plaintiff's attorney fees pursuant to ORS 20.080;
- 3) For Plaintiff's costs and disbursements incurred during this action;
- 4) For prejudgment and post judgement interest; and
- 5) Any other remedy the Court deems just and equitable.

DATED this 26th day of June, 2019.

GHANDOUR LAW, LLC



Rima I. Ghandour, OSB No. 020513  
rima@ghandourlaw.com  
Fax: (503) 345-9275  
**Attorney for Plaintiff Adam Sulieman**